

REMARKS

Claims 1-4, 10-11 and 13-14 are pending. Claim 12 is currently canceled. Claims 5-9 and 15-20 have been withdrawn from consideration. Claim 1 is currently amended to incorporate the elements recited in cancelled Claim 12. Reconsideration of the application is requested.

§ 103 Rejections

Claims 1-4 and 10-14 are rejected under 35 USC § 103(a) as being unpatentable over Pilgard et al. (US PG pub. 20050019383).

Claim 1 has now been amended to recite specific metal oxides in the barrier layer. Pilgard et al. nowhere teaches or suggests employment of such a metal oxide as a barrier layer in a transdermal drug delivery device. Pilgard et al. at most discloses metal layers or metal foils, with aluminum being the only specific metal disclosed. It is not even disclosed whether the metal layer or foil should somehow be translucent as is required by instant Claim 1.

The rejection of claims 1-4, 10-11 and 13-14 under 35 USC § 103(a) as being unpatentable over Pilgard et al. has been overcome and should be withdrawn in view of the amendment of Claim 1 and remarks above.

In view of the above, it is submitted that the application is in condition for allowance. Examination and reconsideration of the application as amended is requested.

Respectfully submitted,

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Date

By: /Robert W. Sprague/

Robert W. Sprague, Reg. No.: 30,497

Telephone No.: 651-733-4247

Office of Intellectual Property Counsel
3M Innovative Properties Company
Facsimile No.: 651-736-3833